

Ms. Heather L. Kennedy F0246
Ms. Karen M. Klaver F0241
C.N.M.I. Public School System
P.O. Box 1370 CK
Saipan, MP 96950
Telephone: (670) 237-3046
Fax:(670) 664-3713
Attorneys for Defendant CNMI Public School System

**IN THE UNITED STATES DISTRICT COURT
FOR THE
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS**

LISA S. BLACK,)	CIVIL ACTION NO. 05-0038
)	
Plaintiff,)	
)	
vs.)	DEFENDANT CNMI PUBLIC
)	SCHOOL SYSTEM (PSS) REQUEST
JIM BREWER, individually and in his)	FOR PERMISSION TO TAKE
official capacity as Acting Principal for)	TESTIMONY BY
Hopwood Junior High School,)	CONTEMPORANEOUS
COMMONWEALTH OF THE NORTHERN)	TRANSMISSION UNDER
MARIANA ISLANDS PUBLIC SCHOOL)	Fed.R.Civ.P. 43(a)
SYSTEM, and JOHN AND/OR JANE DOE,)	
)	
Defendants.)	

Defendant, CNMI Public School System, respectfully makes this motion under Fed. R. Civ. P. 43(a) to permit the presentation of testimony by witness Christine Halloran by contemporaneous transmission from a different location.

Mr. Halloran is currently a teacher at Hopwood Junior High School. Unexpectedly, Ms. Halloran needs to go to the Washington D.C. area for medical treatment that she can not obtain

1 in the CNMI. She will be outside the CNMI from February 22 to March 15, 2007. Ms. Halloran
2 has had a difficult time to obtain flights to her destination to not conflict with the trial.
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4 For the above reasons, the CNMI Public School System respectfully requests that Ms.
5 Christine Halloran be allowed to testify via teleconference or other means that the court finds
6 appropriate. PSS will work with the court and Ms. Halloran to ensure there are appropriate
7 safeguards for the contemporaneous transmission.
8

9 Respectfully submitted by:

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11 _____/s/_____
12 Heather L. Kennedy F0246
13 Karen M. Klaver F0241
14 Attorneys for the Public School System
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AFFIDAVIT KAREN KLAVER

I, Karen M. Klaver, declare under penalty of perjury that the following information and attachments hereto are true and accurate:

1. I am more than 18 years of age and a resident of the CNMI.
2. I am currently employed at the CNMI Public School System.
3. I am making this request for Christine Halloran to testify via teleconference.
4. Ms. Halloran told me that she needs to leave the CNMI for a medical appointment.
5. Ms. Halloran told me that she has tried to reschedule her appointment to not conflict with the dates of the trial.
6. Ms. Halloran said she was unable to get flights that did not conflict with the dates of the trial.
7. Ms. Halloran will be in Fredericksburg, Virginia and is willing to testify via teleconference.

Signed this ____17____ day of ____February____, 2007

_____/S/_____
Karen M. Klaver